

PTO/SB/21 (08-03)
Approved for use through 08/30/2003. OMB 0651-0031
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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/688,489
Filing Date	October 16, 2003
First Named Inventor	Jeffrey M. Linnen
Art Unit	To be assigned
Examiner Name	To be assigned
Attorney Docket Number	GP140-04.UT

ENCLOSURES (Check all that apply)

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2 PTO/SB/08A Forms (in duplicate)
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Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Michael J. Gilly Registration No. 42,579
Signature	
Date	January 15, 2004

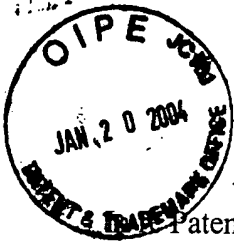
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Signature		Date	January 15, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of:)	Group Art Unit: To be assigned
)	
Linnen <i>et al.</i>)	Examiner: To be assigned
)	
Serial No.: 10/688,489)	Atty. Docket No.: GP140-04.UT
)	
Filed: October 16, 2003)	
)	
For: Compositions and Methods for)	
Detecting West Nile Virus)	

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)(1)**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants bring to the Examiner's attention the references listed on the enclosed form PTO/SB/08 (two copies) for consideration in connection with the examination of the above-identified application. A copy of each of the cited non-U.S. patent references is enclosed.

In accordance with 37 C.F.R. § 1.97(b)(1), this Information Disclosure Statement is being submitted within three months of the certified filing date of the instant application.

Applicants respectfully request that the Examiner indicate consideration of the cited references by returning a copy of the enclosed form PTO/SB/08 with the Examiner's initials or other appropriate marks.

IDS

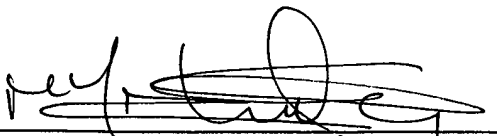
Serial No. 10/688,489
Atty. Docket No. GP140-04.UT

No fee is believed due in connection with this Information Disclosure Statement. If Applicants are mistaken, please charge the amount due to Deposit Account No. 07-0835 in the name of Gen-Probe Incorporated.

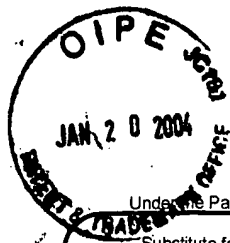
Respectfully Submitted,

Date: January 15, 2004

By:


Michael J. Gilly
Registration Number 42,579
Agent for Applicants

GEN-PROBE INCORPORATED
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10210 Genetic Center Drive
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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Sheet 1 of 2

Complete if Known

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Examiner Name	To be assigned
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U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 5,339,491	03-21-1995	Kacian et al.	
		US- 5,472,841	12-05-1995	Jayasena et al.	
		US- 5,639,604	06-17-1997	Arnold, Jr. et al.	
		US- 5,734,034	03-31-1998	Jayasena et al.	
		US- 5,770,356	06-23-1998	Light, II et al.	
		US- 5,837,447	11-17-1998	Gorski	
		US- 5,962,332	10-05-1999	Singer et al.	
		US- 6,056,957	05-02-2000	Chou et al.	
		US- 6,087,331	07-11-2000	Newman et al.	
		US- 6,172,039 B1	01-09-2001	De Angelo et al.	
		US- 6,197,500 B1	03-06-2001	Sutherland et al.	
		US- 6,218,150 B1	04-17-2001	Uemori et al.	
		US- 6,242,576 B1	06-05-2001	Sutherland et al.	
		US- 6,251,607 B1	06-26-2001	Tsen et al.	
		US- 6,251,632 B1	06-26-2001	Lillicrap et al.	
		US- 6,309,645 B1	10-30-2001	Rhode et al.	
		US- 6,312,892 B1	11-06-2001	Barany et al.	
		US- 6,333,158 B1	12-25-2001	Uemori et al.	
		US- 6,337,070 B1	01-08-2002	Okuno et al.	

FOREIGN PATENT DOCUMENTS

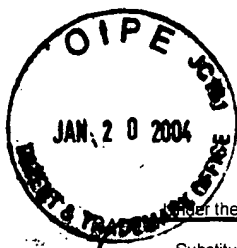
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		WO98/37211 A1	08-27-1998	Gene Shears Pty. Ltd		
		WO00/66149 A1	11-09-2000	CNRS		
		WO01/34646 A2	05-17-2001	Fibrogen, Inc.		
		WO01/34647 A2	05-17-2001	Fibrogen, Inc.		
		WO01/34801 A2	05-17-2001	Fibrogen, Inc.		
		WO01/48245 A2	07-05-2001	Curagen Corp.		

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Sheet 2 of 2

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		Number-Kind Code ² (if known)			
		US- 6,423,511 B1	07-23-2002	Nakamura et al.	
		US- 6,448,003 B1	09-10-2002	Guida et al.	
		US- 6,451,982 B1	09-17-2002	Chou et al.	
		US- 6,465,438 B1	10-15-2002	Schoor et al.	
		US- 6,586,229 B1	07-01-2003	Ben-Bassat et al.	
		US- 6,586,244 B2	07-01-2003	Reinhard et al.	
		US- 2002/0198144 A1	12-26-2002	Wong et al.	
		US- 2003/0008277 A1	01-09-2003	Escriou et al.	
		US- 2003/0064074 A1	04-03-2003	Chang et al.	
		US- 2003/0087847 A1	05-08-2003	Jarvis et al.	
		US- 2003/0093819 A1	05-15-2003	D'Andrea et al.	
		US- 2003/0096239 A1	05-22-2003	Gunderson et al.	
		US- 2003/0101476 A1	05-29-2003	Short et al.	
		US- 2003/0109007 A1	06-12-2003	Koizumi et al.	
		US- 2003/0188326 A1	10-02-2003	D'Andrea et al.	
		US- 2003/0194694 A1	10-16-2003	Kawaoka	
		US- 2003/0207380 A1	11-06-2003	Saito et al.	
		US-			
		US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
		WO01/51659 A2	07-19-2001	Genset		
		WO01/62298 A3	08-03-2001	Philogen S.R.L.		
		WO01/83816 A2	11-08-2001	Philogen, S.R.L.		
		WO01/90337 A2	11-29-2001	Third Wave Technologies		
		WO02/02599 A2	01-10-2002	Ingenium Pharmaceuticals		
		WO02/06463 A2	01-24-2002	Novartis et al.		

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